

**VETERINARY EXAMINING BOARD  
MINUTES  
MAY 25, 2005**

**PRESENT:** Marthina Greer, DVM (via telephone); James Johnson, DVM; JoAnn Kleman, CVT; Larry Mahr, DVM; Donald Peterson, DVM; Robert Spencer, DVM; Theresa Waage

**EXCUSED:** Sarah Kamke

**STAFF PRESENT:** Tom Ryan, Bureau Director; Ruby Jefferson-Moore, Legal Counsel; Pat Schenck, Program Assistant; and Division of Enforcement Staff

**GUESTS:** Rachel Rothschild, Assistant Dean, University of Wisconsin School of Veterinary Medicine  
Leslie Grendahl, Wisconsin Veterinary Medical Association  
Teri Raffel, CVT, Wisconsin Veterinary Technicians Association

Mr. Ryan introduced Secretary Celia Jackson. Secretary Jackson discussed her background and expressed appreciation to the Board members for their past and continued service.

**CALL TO ORDER**

Larry Mahr, DVM, Chair, called the meeting to order at 9:39 a.m. A quorum of seven members was present.

**AGENDA**

**Additions to Agenda:**

- Giving a Voice to Small Business in Wisconsin Brochure - add to item C i.
- Report to the Legislature on Clearinghouse Rule 04-125 - add to item F
- Press release regarding AAVSB Purchasing VTNE from the Professional Examination Service - add to item G
- Stipulation - Jacques R. Thebert DVM 02 VET 011 - insert after item K - page 95
- DOE Statistical Summary as of: 18-May-2005 - insert at the end of the agenda

**MOTION:** Donald Peterson moved, seconded by James Johnson, to approve the agenda with additions. Motion carried unanimously.

**MINUTES OF FEBRUARY 23, 2005**

**Amendments to Minutes:**

- Page 2 – Change motion to read “seconded by Donald *Peterson*”
- Page 2 – Screening panel – add *Robert Spencer’s* name
- Page 3 – Budget Update – change the word Except to *Excerpt*
- Page 6 – Case Status Report – Correct spelling to read *JoAnn*

**MOTION:** Robert Spencer moved, seconded by James Johnson, to approve the minutes of February 23, 2005 with amendments. Motion carried unanimously.

**PRESENTATION OF PROPOSED STIPULATIONS BY DIVISION OF  
ENFORCEMENT**

**LISA H. KLUSLOW**

Attorney Michael Berndt presented the proposed stipulation in the matter of disciplinary proceedings against Lisa H. Kluslow, DVM, Case No - 04 VET 036. This matter will be deliberated on in closed session.

**JACQUES R. THEBERT**

Attorney, Pamela Stach presented the proposed stipulation in the matter concerning Jacques R. Thebert, DVM, Case No - 02 VET 011. This matter will be deliberated on in closed session

**ADMINISTRATIVE REPORT  
TOM RYAN, BUREAU DIRECTOR**

Mr. Ryan reported that members could experience the NAVLE examination on November 14-thru December 10, 2005 at no charge except that transportation costs are not reimbursed.

**Small Business Rules Review Process**

Chris Klein presented information regarding the Small Business Regulatory Advisory Committee and responded to members' questions.

**Budget Update (tentative)**

This item was deferred pending further budget developments.

**AAVSB  
ANNUAL MEETING 2005, SEPTEMBER 8-11, 2005, KANSAS CITY, MO**

**Motion to Approve Delegate and Alternate**

**MOTION:** James Johnson moved, seconded by Donald Peterson, to nominate Marthina Greer to attend the AAVSB 2005 Annual Meeting, September 8-11, 2005 in Kansas City, MO and to nominate JoAnn Kleman as the alternate. Motion carried unanimously.

### **Bylaws and Voting**

The Board reviewed the proposed draft of the American Association of Veterinary State Boards bylaws.

**MOTION:** Donald Peterson moved, seconded by JoAnn Kleman, to approve the proposed draft of the AAVSB bylaws as written. Motion carried unanimously.

### **Call for Nominations to AAVSB positions**

No nominations.

### **SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES, ADMINISTRATIVE RULES AND LEGISLATION**

Noted.

### **Assembly Bill 217**

The Board reviewed and discussed Assembly Bill 217 and Assembly Substitute Amendment 1.

### **Assembly Bill 218**

The Board reviewed and discussed Assembly Bill 218 and Assembly Substitute Amendment 1.

**MOTION:** Donald Peterson moved, seconded by Theresa Waage, to support Assembly Bill 218 without the amendment. Motion carried unanimously.

Mr. Ryan will inform Representative J.A. Hines of the Board's decision.

### **CE RULE DRAFT RUBY JEFFERSON-MOORE**

Legal counsel Ruby Jefferson-Moore provided an update concerning the status of the Boards' pending CE rule. She noted the legislative review period might conclude after 30 days, on June 23, 2005, and could be approved by the Board chair if no further legislative review is indicated.

The Board reviewed and discussed the report to the legislature on Clearinghouse rule 04-125.

**MOTION:** James Johnson moved, seconded by Robert Spencer, to appoint the Chair, Larry Mahr, to review and approve CH Rule 04-125 if returned by the legislature after the 30 day review. Motion carried unanimously.

## **REVIEW OF MEMORANDUM PROPOSED NAVLE RETAKE POLICY IN WISCONSIN**

Dr. Showers reported on the proposed North American Veterinary Licensing Examination (NAVLE) retake policy in Wisconsin. The new NAVLE contract includes a policy that is intended to limit the number of times that a candidate can retake the NAVLE to a total of five times in five years. Each of the final two attempts must be at least one year from the previous attempt. The contract states that in the event state law permits examination more than five times, state law shall prevail.

There have been few candidates in Wisconsin that have exceeded five attempts.

## **AAVSB PURCHASES VTNE FROM THE PROFESSIONAL EXAMINATION SERVICE**

Dr. Showers reported that the American Association of Veterinary State Boards (AAVSB) signed an agreement with Professional Examination Service (PES) to purchase the Veterinary Technician National Exam (VTNE) examination.

## **VTNE ELIGIBILITY AND TECHNICIAN QUALIFICATIONS - 2010 BOARD DISCUSSION**

The Board reviewed and discussed at length a press release from AAVSB regarding Veterinary Technician National Exam eligibility in 2010. AAVSB supports a policy to be implemented by 2010 and recommended by the VTNE exam committee that calls for restricting the use of the VTNE to graduates of accredited veterinary technician programs.

Once AAVSB acquires the examination, they intend to address the issue of access to the exam by state boards with other eligibility requirements. At this time, access to the examination is not contingent on a state's requiring applicants to complete training in an accredited program, but if the legislature decides to require it, a statute change will be required.

The Board then discussed repealing Wis. Stat. § 453.06 (3) (b).

Board members will gather additional information on this issue for discussion at a future Board meeting. Information will be forwarded to Mr. Ryan by August 3, 2005.

**MOTION:** James Johnson moved, seconded by Robert Spencer, to endorse JoAnn Kleman to serve on AAVSB's task force to study the profession and determine ways to enhance recognition of veterinary technicians and standardize requirements among the member boards. Motion carried unanimously.

## **PRACTICE QUESTIONS**

### **Suturing after Tooth Extraction**

The Board discussed whether a CVT could suture the flesh on the gum following a tooth extraction and decided CVT's are not allowed to suture the flesh on the gum following a tooth extraction.

### **Vaccine Protocols for Small Animal Patients**

Deferred.

## **INFORMATIONAL ITEMS**

Noted.

## **CLOSED SESSION**

**MOTION:** JoAnn Kleman moved, seconded by Donald Peterson, to convene to closed session to deliberate on cases following hearing (Wis. Stat. 19.85(1)(a)), to consider licensure or discipline (Wis. Stat. § 19.85(1)(b)), to consider individual histories or disciplinary data (Wis. Stat. § 19.85(1)(f)), and to confer with legal counsel (Wis. Stat. § 19.85(1)(g)). Motion carried by a roll call vote: Marthina Greer-yes; James Johnson-yes; JoAnn Kleman-yes; Larry Mahr-yes; Donald Peterson-yes; Robert Spencer-yes; Theresa Waage-yes.

Open Session adjourned at 12:05 p.m.

## **RECONVENE INTO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION**

**MOTION:** Robert Spencer moved, seconded by Theresa Waage, to reconvene into Open Session at 12:45 p.m. Motion carried unanimously.

## **VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION**

### **STIPULATIONS**

#### **LISA H. KLUSLOW, DVM – 04 VET 036**

**MOTION:** Donald Peterson moved, seconded by James Johnson, to adopt the proposed stipulation, final decision and order, findings of fact, conclusions of law, and order in the matter of disciplinary proceedings against **Lisa H. Kluslow, DVM – 04 VET 036**. Motion carried unanimously.

**JACQUES R. THEBERT, DVM, 01 VET 011**

**MOTION:** James Johnson moved, seconded by Theresa Waage, to adopt the proposed stipulation, final decision and order, findings of fact, conclusions of law, and order in the matter of disciplinary proceedings against **Jacques R. Thebert, DVM, 01 VET 011**. Motion carried unanimously.

The Board accepted the courses offered for approval.

**MONITORING**

**TIMOTHY SCHMIDT – 01 VET 021**

**MOTION:** James Johnson moved, seconded by Donald Peterson, to restore Timothy Schmidt's license to a full license to practice Veterinary Medicine and Surgery in Wisconsin. Motion carried unanimously.

**CHRISTOPHER WELCH – 02 VET 000**

**MOTION:** Donald Peterson moved, seconded by Theresa Waage, to grant Christopher Welch's request for a 3-month renewal of his license to practice veterinary medicine in the State of Wisconsin. Motion carried unanimously.

**CASE CLOSING REPORT**

Noted.

**ADJOURNMENT**

**MOTION:** JoAnn Kleman moved, seconded by James Johnson, to adjourn the meeting at 12:48 p.m. Motion carried unanimously.